

**REAL ESTATE EXAMINING BOARD
MEETING MINUTES
JUNE 27, 2013**

Present: Stephen Beers; Marie Hetzer; Michael Mulleady; Dennis Pierce; Randal Savaglio;
Charles Szafir; Tammy Wagner
Staff: Angela Hellenbrand, Executive Director; Joshua Archiquette, Bureau Assistant;
and other Department Staff

Stephen Beers, Board Chair, called the meeting to order at 10:01. A quorum of seven (7) members was confirmed.

ADOPTION OF AGENDA

MOTION: Marie Hetzer moved, seconded by Dennis Pierce, to adopt the agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES

MOTION: Michael Mulleady moved, seconded by Randal Savaglio, to approve the minutes of April 18, 2013 as published. Motion carried unanimously.

BUSINESS ENTITIES

MOTION: Michael Mulleady moved, seconded by Randal Savaglio, to designate Marie Hetzer and Michael Mulleady to work with DSPS Staff and Wisconsin Realtors Association in regards to business entities. Motion carried unanimously.

LEGISLATIVE/ADMINISTRATIVE RULE MATTERS

MOTION: Michael Mulleady moved, seconded by Tammy Wagner, to approve the permanent Scope Statement on REEB 12 and 25 Wis. Admin. Code and designate the Chair as the Board's representative to approve the Scope for implementation after publication. Motion carried unanimously.

MOTION: Marie Hetzer moved, seconded by Dennis Pierce, to approve the permanent Scope Statement on REEB 15 and 18 Wis. Admin. Code and designate the Chair as the Board's representative to approve the Scope for GORC, publication and implementation after publication. Motion carried unanimously.

MOTION: Dennis Pierce moved, seconded by Randal Savaglio, that a public hearing for rule changes to REEB 18 Wis. Admin. Code will be held at a future Board meeting. Additional suggestions for REEB 18 Wis. Admin. Code may be submitted for review and approval by the Board Chair for consideration before the public hearing. Motion carried unanimously.

MOTION: Randal Savaglio moved, seconded by Tammy Wagner, that a public hearing for rule changes to REEB 16 Wis. Admin. Code will be held at a future Board meeting. Additional suggestions for REEB 16 Wis. Admin. Code may be submitted for review and approval by the Board Chair for consideration before the public hearing. Motion carried unanimously.

MOTION: Tammy Wagner moved, seconded by Michael Mulleady, to approve the permanent Scope Statement on REEB 22 and 26 Wis. Admin. Code and designate the Chair as the Board's representative to approve the Scope for GORC, publication and implementation after publication. Motion carried unanimously.

CLOSED SESSION

MOTION: Michael Mulleady moved, seconded by Tammy Wagner, to convene to closed session pursuant to Wisconsin State statutes 19.85(1)(a)(b)(f) and (g) for the purpose of conducting appearances, reviewing monitoring requests, requests for licensure, deliberate on stipulations, administrative warnings, proposed decisions and orders, consulting with Legal Counsel and Division of Legal Services and Compliance case status reports. Stephen Beers read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Michael Mulleady – yes; Randal Savaglio – yes; Stephan Beers – yes; Marie Hetzer – yes; Dennis Pierce – yes; Charles Szafir – yes; and Tammy Wagner – yes. Motion carried unanimously.

The Board Convened into Closed Session at 12:19 p.m.

RECONVENE TO OPEN SESSION

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 1:17 p.m.

MONITORING

MOTION: Tammy Wagner moved, seconded by Michael Mulleady, to deny the request to Lakeycia Howard to transfer her Limited Real Estate Sales License to a regular Real Estate Sales License. **Reason for Denial:** non-compliance of Board order. Motion carried unanimously.

MOTION: Randal Savaglio moved, seconded by Tammy Wagner, to grant the request to reinstate John F. Redel's broker's license with no limitations. Motion carried.

Stephen Beers recused himself from deliberation and voting in the matter of John F. Redel. Michael Mulleady acted as Chair in his absence.

ADMINISTRATIVE WARNINGS

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to issue an administrative warning in the matter of case number 12 REB 110 C.S.. Motion carried unanimously.

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to issue an administrative warning in the matter of case number 12 REB 110 B.W.. Motion carried unanimously.

STIPULATION, FINAL DECISIONS AND ORDERS BY DLSC

MOTION: Michael Mulleady moved, seconded by Tammy Wagner, to adopt the stipulation and issue the Final Decision and Order in case number 12 REB 084 – Adolf E. Pavelec and Pavelec Reality. Motion carried unanimously.

MOTION: Michael Mulleady moved, seconded by Tammy Wagner, to adopt the stipulation and issue the Final Decision and Order in case number 12 REB 104 – Shorewest Realtors, Inc.. Motion carried unanimously.

MOTION: Michael Mulleady moved, seconded by Tammy Wagner, to adopt the stipulation and issue the Final Decision and Order in case number 12 REB 124 – Scott B. Salan and Udoni & Salan Realty Group, LLC. Motion carried unanimously.

MOTION: Michael Mulleady moved, seconded by Tammy Wagner, to adopt the stipulation and issue the Final Decision and Order in case number 12 REB 126 – Michael R. Brenizer and Brenizer Realtors R, Inc.. Motion carried unanimously.

CASE CLOSINGS

MOTION: Tammy Wagner moved, seconded by Randal Savaglio, to close case # 11 REB 118(S.W.S) for Prosecutorial Discretion (P1). Motion carried.

MOTION: Tammy Wagner moved, seconded by Randal Savaglio, to close case # 11 REB 118(L.H.H.) for Prosecutorial Discretion (P3). Motion carried.

MOTION: Tammy Wagner moved, seconded by Randal Savaglio, to close case # 11 REB 118(K.R.E.) for No Violation (NV). Motion carried.

MOTION: Tammy Wagner moved, seconded by Randal Savaglio, to close case # 11 REB 118(C.J.D.) for Prosecutorial Discretion (P1). Motion carried.

*Stephen Beers recused himself from deliberation and voting in the matter of 11 REB 118.
Michael Mulleady acted as Chair in his absence.*

MOTION: Randal Savaglio moved, seconded by Michael Mulleady, to close case # 12 REB 027 for Prosecutorial Discretion (P1) and refer to DATCP. Motion carried unanimously.

MOTION: Randal Savaglio moved, seconded by Marie Hetzer, to close case # 12 REB 056(D.A.B. and C.M.S.) for Prosecutorial Discretion (P1). Motion carried unanimously.

MOTION: Randal Savaglio moved, seconded by Tammy Wagner, to close case # 12 REB 057 for Prosecutorial Discretion (P1) and refer to DATCP. Motion carried unanimously.

MOTION: Tammy Wagner moved, seconded by Michael Mulleady, to close case # 12 REB 084(T.C.) for No Violation (NV). Motion carried unanimously.

MOTION: Tammy Wagner moved, seconded by Dennis Pierce, to close case # 12 REB 089 for No Violation (NV). Motion carried unanimously.

MOTION: Michael Mulleady moved, seconded by Tammy Wagner, to close case # 12 REB 104(S.R. and J.A.H) for No Violation (NV). Motion carried unanimously.

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to close case # 12 REB 126 (A.P.B) for No Violation (NV). Motion carried unanimously.

MOTION: Tammy Wagner moved, seconded by Randal, to close case # 12 REB 132 for No Violation (NV). Motion carried unanimously.

MOTION: Tammy Wagner moved, seconded by Michael Mulleady, to close case # 13 REB 021 for Compliance Gained (P2). Motion carried unanimously.

ADJOURNMENT

MOTION: Randal Savaglio moved, seconded by Dennis Pierce, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:27 p.m.